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8 CITY OF SAN LEANDRO  
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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

13 INTERNATIONAL CHURCH OF THE  
14 FOURSQUARE GOSPEL,

15 Plaintiff,

16 v.  
17

18 CITY OF SAN LEANDRO, a municipal  
19 corporation,

20 Defendant.  
21

22  
23  
24 FAITH FELLOWSHIP FOURSQUARE  
25 CHURCH,

26 Real Party in Interest.  
27  
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Case No. C07-03605-PJH

DEFENDANT CITY OF SAN  
LEANDRO'S REQUEST FOR  
JUDICIAL NOTICE IN SUPPORT  
OF ITS REPLY TO OPPOSITION TO  
CITY'S MOTION FOR SUMMARY  
JUDGMENT OR IN THE  
ALTERNATIVE SUMMARY  
ADJUDICATION OF CLAIMS

Hearing:

Date: October 1, 2008

Time: 9:00 a.m.

Courtroom: 3

Honorable Phyllis J. Hamilton  
Complaint Filed: 7/12/07

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 Defendant City of San Leandro ("the City") hereby requests that this Court take  
3 judicial notice of the matters set forth in Exhibits A-B attached hereto in support of City's  
4 reply to plaintiff's opposition to its motion for summary judgment.

5 Pursuant to the Federal Rules of Evidence, Rule 201, a court may take judicial notice  
6 of undisputed matters of public record, including records and reports of administrative  
7 bodies; legislative history of laws, rules or ordinances. *See Lee v. City of Los Angeles*, 250  
8 F.3d 668, 689 (9th Cir. 2001) citing *Mack v. South Bay Beer Distributors, Inc.*, 798 F.2d  
9 1279, 1282 (9th Cir. 1986).

10 Accordingly, the City requests that this Court take judicial notice of the following  
11 legislative history found at:

12 Exhibit A Congressional Record – Senate Proceedings and Debates of the 106<sup>th</sup>  
13 Congress, Second Session, July 27, 2000 re Religious Land Use and  
14 Institutionalized Persons Act of 2000, 146 Cong. Rec. S7774-01 (2000 WL  
15 1079346)

16 Exhibit B Religious Liberty Protection Act of 1999, H.R. Rep. 106-219 (1999 WL  
17 462644)

18  
19 Dated: September 17, 2008

MEYERS, NAVE, RIBACK, SILVER & WILSON

20  
21 By /s/

22 DEBORAH J. FOX  
23 Attorneys for Defendant  
CITY OF SAN LEANDRO

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